

Introduced by Senator Hill

February 21, 2014

An act to amend Section 40262 of the Health and Safety Code, relating to the Bay Area Air Quality Management District.

LEGISLATIVE COUNSEL'S DIGEST

SB 1415, as introduced, Hill. Bay Area Air Quality Management District: advisory council.

(1) Existing law establishes the Bay Area Air Quality Management District, which is vested with the authority to regulate air emissions located in the boundaries of the Counties of Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, and Santa Clara and portions of the Counties of Solano and Sonoma. Existing law establishes a district board to govern the district.

Existing law also establishes the Bay Area Air Quality Management Council, which consists of 20 members appointed by the district board, as specified, for the purposes of advising and consulting with the district board and air pollution control officer in the implementation of their authority to regulate air emissions.

This bill additionally would require the council to include members who are skilled and experienced in the fields of air pollution, climate change, or the health impacts of air pollution. By adding to the duties of the district, this bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state,

reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 40262 of the Health and Safety Code is
2 amended to read:

3 40262. (a) The council shall consist of the ~~chairman~~ *following*:

4 (1) *Chair* of the bay district board, who shall serve as an ex
5 officio ~~member, and 20 members~~ *member*.

6 (2) *Twenty members who preferably are shall be* skilled and
7 experienced in the ~~field~~ *fields* of air pollution, ~~including at climate~~
8 *change, or the health impacts of air pollution. The 20 members*
9 *may include any of the following*:

10 (A) *At least three representatives of public health agencies, at*
11 *agencies.*

12 (B) *At least four representatives of private organizations active*
13 *in conservation or protection of the environment within the bay*
14 *district, and at district.*

15 (C) *At least one representative of colleges or universities in the*
16 *state and at state.*

17 (D) *At least one representative of each of the following groups*
18 *within the bay district: regional*

19 (i) *Regional park district, park district.*

20 (ii) *Park and recreation commissions or equivalent agencies of*
21 *any city, public city.*

22 (iii) *Public mass transportation system, agriculture, industry,*
23 *community planning, transportation, registered professional*
24 *engineers, general contractors, architects, and organized labor.*
25 *system.*

26 (iv) *Agriculture.*

27 (v) *Industry.*

28 (vi) *Community planning.*

29 (vii) *Transportation.*

30 (viii) *Registered professional engineers.*

31 (ix) *General contractors.*

32 (x) *Architects.*

33 (xi) *Organized labor.*

1 ~~To~~
2 (b) To the extent that suitable persons cannot be found for each
3 of the specified categories, council members may be appointed
4 from the general public.

5 SEC. 2. If the Commission on State Mandates determines that
6 this act contains costs mandated by the state, reimbursement to
7 local agencies and school districts for those costs shall be made
8 pursuant to Part 7 (commencing with Section 17500) of Division
9 4 of Title 2 of the Government Code.

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